

Remarks

Claims 1- 21 are pending in the application and are currently under rejection and claims 10 and 18 were cancelled on the Response to First Office Action. The new matter added by these amendments is to include the plunger and handle with the flushable plunger cover as a complete unit. Applicant respectfully requests reconsideration based on the remarks below.

The Office Action asserts that the claim term "shaped to substantially enclose" lacks antecedent basis in the specifications. We have removed the term "substantially enclose a plunger" from Claim 1 but in addition, we now include the plunger and handle as part of our claimed invention and it is to be enclosed by the flushable cover, and therefore, now have proper antecedent basic for the complete unit.

With the inclusion of the plunger with handle and flushable plunger cover, we now submit that it is not anticipated or obvious in relation to Oberstein (US Patent 4,136,798) or Laumann (US Patent 3,654,064). Both Lauman and Obertsein fail to suggest or teach to a plunger and handle w/ flushable plunger cover shaped to enclose the plunger. Oberstein patent has a completely different functionality and purpose. Laumann patent also does not include the plunger, handle, or a flushable plunger cover as part of its patent. In addition, Wilkins Jr. (US Patent 3,762,454) and Water (US Patent 2,232,088) are now also not obvious or anticipated since they do not speak to our claimed invention.

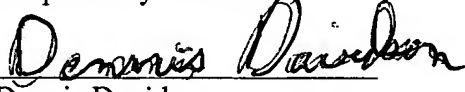
Individually or combined, Laumann, Wilkins, Oberstein, and Waters do not produce the presently claimed structure. Since the product has not been produced as a complete unit, it is not obvious.

For the reasons above the applicant submits that both Laumann, Oberstein, Waters or Wilkins do not anticipate claims 1-21 as attached since they do not teach or suggest to the presently claimed invention

Conclusion

Based on the foregoing, all claims are believed in condition for allowance. Withdrawal of all objections and rejections and ea early notice of allowance are solicited.

Respectfully submitted

 7/18/2006
Dennis Davidson
4 Paulmier Road
Stockton, New Jersey 08559
609-397-0870
Cell: 6090439-8120